



verlag modernes lernen

RECEIVED

SEP - 3 2009

Borgmann GmbH & Co. KG

verlag modernes lernen · Schleefstraße 14 · D - 44287 Dortmund

Office of the Clerk
U.S.District Court for the Southern
District of New York
500 Pearl Street
New York, New York 10007
United States of America

S.L.

Schleefstraße 14
D - 44287-Dortmund

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #: _____
DATE FILED: 9-11-09

Verlagsleitung / Redaktion:

(0231) 12 80 08 FAX (0231) 945 314 90

Bestellannahme / Vertrieb:

(0180) 534 01 30 FAX (0180) 534 01 20

Email: info@verlag-modernes-lernen.de

Internet: www.verlag-modernes-lernen.de

Ihr Zeichen/your reference

Unser Zeichen/our reference

Bereich/Project

Datum/Date

ba

Publisher/Editor

Sept. 2,
2009

Re: *The Authors Guild, Inc. et al v. Google Inc.*, Case No. 05 CV 8136 (S.D.N.Y.).

Dear Office of the Clerk:

My name is Brigitte Balke-Schmidt, and I am Editor in Chief of the verlag modernes lernen borgmann publishing GmbH & Co. KG, a book publisher located in Dortmund, Germany. verlag modernes lernen borgmann publishing GmbH & Co. KG is a member of the settlement class embraced by the proposed settlement agreement that is before this Court in this action (the "Settlement Agreement"), because it owns rights in books that are protected by U.S. copyright law. We write to object to the Settlement Agreement. We do not have the resources to provide this Court with legal briefing regarding our objections nor do we wish to burden this Court with duplicative filings. We therefore join in the objections that have been presented to this Court by Scott Gant and the group of foreign publishers and publishing associations that includes the Börsenverein des Deutschen Buchhandels and others, for the reasons presented to this Court by those individuals and entities. In addition, we wish to inform this Court that the written notice our that company received of the Settlement Agreement in German was extremely difficult to read and included a number of meaningless or nonsensical terms and had obviously been translated very poorly.

We present this letter to this Court in English, for the Court's convenience and it was translated for us.

Thank you in advance for your consideration of this letter.

Respectfully yours,

Brigitte Balke-Schmidt
Editor in Chief (pp. the Publisher)

cc: Michael J. Boni, Esq.